

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

SW – SPSR Nellore District – Acquisition of land to an extent Ac.0.70 cts bearing S. No.26/3 for providing house sites to weaker sections' people - Release of balance decretal charges and ratification of the action of the District Collector, SPSR Nellore District in depositing an amount of Rs.24,896/- as per orders passed by the Special Lok Adalath Bench, Gudur in Lok Adalath Case No.260/2008 in OP No.94/1997 - Orders - Issued.

SOCIAL WELFARE (LA) DEPARTMENT

G.O.Rt.No. 796

Dated. 01-12-2009.

Read the following:-

1. From the District Collector, SPSR Nellore District, letter Rc.No.G2/ 4740/08, Dated.6-12-2008.
2. From the Commissioner of Social Welfare, AP, Hyderabad letter No.LA4/13481/2008, datd.4-3-2009.
3. From the Spl. Chief Secretary to Government and Chief Commissioner of Land Administration, letter No. G2/489/2009, dated 18-05-2009

ORDER:-

In the reference 3rd read above, the Spl. Chief Secretary to Government and Chief Commissioner of Land Administration, Andhra Pradesh, Hyderabad has stated that the land covering an extent of Ac. 1.22 cents bearing S. No. 26/2A, 26/2B & 26/3 of Jameen Kothapalem Village of Vakadu Mandal, SPSR Nellore District was acquired for provision of house sites to Scheduled Caste's people of the Village and an Award No. 2/06-07, dated 03.08.2006 was passed by the Sub Collector, Guduru fixing the land value at Rs. 55,000/- per acre and the compensation amount of Rs. 88,553/- was paid to the two awardees i.e., Balaji Biotech Ltd and Sri Kumbala Subramanyam, S/o Late Gunnaiah. Aggrieved by the Market Value fixed by the Land Acquisition Officer, one of the claimants Sri. Kumbala Subramanyam, s/o Late Gunnaiah has approached the Civil Court, Gudur U/s. 18 L.A. Act in O.P. No. 94/97. In the meanwhile, the Hon'ble Chairman-cum-Presiding Judge, Special Lok Adalath Bench, Gudur on 19.09.2008 has conducted a "Bhu Parihar Lok Adalath" and passed a consent award in Lok Adalath Case No. 260/2008 in O.P.No.94/97, duly enhancing the land value by 49% i.e. from Rs.55,000/- to Rs.81,950/- per acre, for an extent of 0.70 cents towards full and final settlement of compensation and also directed to pay Solatium at 30% and Addl. Market Value at 12% on the enhanced Market Value and total amount payable including Solatium & Addl. Market Value comes to Rs. 24,896/- As per the said Award of Hon'ble Spl. Lok Adalath Bench, Gudur, the Collector has deposited an amount of Rs. 24,896/- in the Court of Sr. Civil Judge, Gudur from the funds previously released by the Social Welfare Department. Now, the District Collector, SPSR Nellore has requested to ratify his action taken in having released an amount of Rs. 24,896/- (Rupees twenty four thousand eight hundred and ninety six only) towards decretal charges in O.P. No. 94/2007.

2. The Chief Commissioner of Land Administration, AP, Hyderabad, while forwarding the proposal of the District Collector, SPSR, Nellore, has stated that the Commissioner, Legal affairs has opined that since claim in this case was settled through Lok Adalath on consent of the both parties, i.e., claimant and as well as Government, no Appeal lies in on the said award. He has, therefore, requested to sanction an amount of Rs.24,896/- towards balance decretal charges and also ratify the action of the District Collector, SPSR Nellore in depositing the decretal charges.

3. After careful examination of the proposal of the Collector, SPSR Nellore District and the Spl. Chief Secretary to Government and Chief Commissioner of Land Administration, AP, Hyderabad, the Government hereby accord sanction to the

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Commissioner of Social Welfare, AP, Hyderabad to release an amount of Rs. 24,896/- (Rupees twenty four thousands eight hundred and ninety six only) to the District Collector, SPSR Nellore District and also ratified the action of the District Collector, SPSR Nellore District in having deposited Rs.24,896/- in the Court of Sr. Civil Judge, Gudur, to comply the orders of Hon'ble Presiding Judge, Special Lok Adalath Bench, Gudur, dated 19.09.2008 in O.P. No. 94/97, towards balance decretal charges, in respect of the land acquired, to an extent of Ac.0.70 cents bearing Sy.N.26/3 of Jameen Kothapalem, Vakadu Mandal, SPSR Nellore District, for providing house sites to weaker Sections' people.

4. The amount of expenditure sanctioned at para (3) above shall be met from the provision available in the Budget Estimates for 2009-10 or from the funds available with the District Collector, SPSR Nellore District under the relevant Head of Account and debited to the following Head of Account:-

“2225- Welfare of Scheduled Castes, Scheduled Tribes and other Backward Classes -01 Welfare of Scheduled Castes – M.H.283- Housing – GH.11- Normal State Plan – SH (08) – Acquisition of House Sites for weaker sections under INDIRAMMA Programme – 310 – Grants-in-aid 312 – Other Grants-in-aid“.

5. The Commissioner of Social Welfare, Hyderabad, is directed to issue necessary proceedings to the Collector, SPSR Nellore District accordingly.

6. The Collector, SPSR Nellore District, is requested to verify the calculation sheet submitted by the Land Acquisition Officer once again before issue of proceedings for releasing the amount. If any discrepancy/excess claim is found in the calculation sheet in future, the Land Acquisition Officer shall be held solely responsible.

7. This order does not require the concurrence of Finance (Exp.SW) Department as per the instructions issued vide their U.O. Note No.12869/196/A1/Exp.SW/2009, dated.22-5-2009 and U.O.No.15926/256/A1/ Expr.SW/09, dated.17-8-2009.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

R. SUBRAHMANYAM,
PRINCIPAL SECRETARY TO GOVERNMENT (FAC)

To

The Spl. C.S. and Chief Commissioner of Land Administration, AP, Hyderabad.

The Commissioner of Social Welfare, AP, Hyderabad.

The District Collector, SPSR Nellore District.

The Director of Treasuries and Accounts, A.P. Hyderabad.

The Accountant General, A.P, Hyderabad.

The District Treasury Officer, SPSR Nellore District.

The Finance (Exp.SW) Department.

Sf/sc

//FORWARDED::BY ORDER//

SECTION OFFICER